

## RESPONSE TO OFFICE ACTION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Steven J. Brown *et al.*  
Serial No.: 09/965,201  
Filed: 25 September 2001  
For: "IDENTIFICATION OF MODULATORY MOLECULES USING INDUCIBLE PROMOTERS "

TRANSMITTAL FORM

Mail Stop: Patent Application  
Commissioner for Patents  
U.S.P.T.O.  
Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith for filing is the provisional patent application entitled "IDENTIFICATION OF MODULATORY MOLECULES USING INDUCIBLE PROMOTERS" from Inventor Steven J. Brown *et al.* Enclosed are:

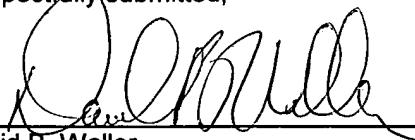
- X Response to Office Action, 7 pages
- X A 37 C.F.R. 1.131 Declaration, 9 pages
- ☐ A Verified statement to establish small entity status under 37 C.F.R. §1.9 and 37 C.F.R. §1.27, 2 pages
- ☐ The additional claims fee has been calculated as shown below.
- X Certificate of Mailing by "Express Mail", 1 page
- X A petition for extension of time, 1 page
- ☐ Sequence Listing, \_\_\_\_\_ pages
- X A return post card

For	No. Filed	No. Extra	Rate	Fee
Claims	0	0	11x \$9.00 =	\$ 0.00
Independent Claims	0	0	3x \$42.00 =	\$ 0.00
Multiple Dependent Claims	0	0	0x \$140.00 =	\$ 0.00
Petition for Extension of Time Fee			\$225.00	\$ 225.00
TOTAL FEE:				\$ 225.00

- ☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_. A duplicate copy of this sheet is enclosed.

- ☐ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. \_\_\_\_\_.
- ☐ Any additional filing fees required under 37 C.F.R §1.16
- ☐ Any patent application processing fees under 37 C.F.R §1.17
- ☒ A check for the filing fee in the amount of two hundred and twenty-five dollars (\$225.00) is enclosed, Check No. 36685

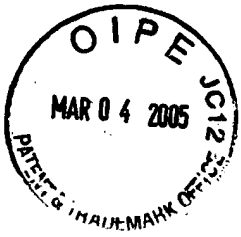
Respectfully submitted,



David B. Waller  
Agent No.: 43,978

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### CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Mail Stop Patent Application  
Commissioner for Patents  
U.S.P.T.O.  
P.O. Box 1450  
Alexandria VA, 222313-1450

Dear Sir:

I hereby certify that the enclosures listed below are being deposited with the United States Postal Service "EXPRESS MAIL Post Office to Addressee" service under 37 C.F.R. § 1.10, Mailing Label Certificate No.: EV393144087US, on 4 March 2005, addressed to: Mail Stop: Patent Applications Commissioner for Patents, U.S.P.T.O., P.O. Box 1450, Alexandria, VA 22313-1450.

Respectfully submitted,

David B. Waller  
Patent Agent No. 43,978

#### Enclosures:

Office Action Response, 7 pages  
37 C.F.R. 1.131 Declaration, 9 pages  
Transmittal ( plus duplicate), 2 pages  
Check No.: 36685 for \$225.00  
Extension of Time Petition, 1 page  
Return Postcard



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**APPLICANT'S RESPONSE PURSUANT TO**  
**37 C.F.R. §1.111**

Commissioner for Patents  
U.S.P.T.O.  
P.O. Box 1450  
Alexandria VA, 222313-1450

Dear Sir:

The following is Applicant's response to the Office action dated October 6, 2004.

Claims 1-42 are currently under consideration. Claims 43-52 have been restricted from this application and are hereby withdrawn from prosecution without prejudice.